

UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

Frank Betz Associates, Inc.,

Plaintiff,

vs.

William P. Dillon, Jr., and Dillon Homes,  
Inc.,

Defendants,

vs.

Douglas E. Tino and Douglas E. Tino, Inc.,

Third Party Defendants

**C.A. No.: 3:07-cv-480**

**ORDER**

Counsel for the Plaintiff and counsel for the Defendants have notified the Court that they have reached a settlement and have jointly moved to dismiss the Complaint with prejudice. The Defendants' Third Party Complaint (document #25) has not been settled and remains pending.

Therefore, the Court **DISMISSES** the Complaint (document #1) **WITH PREJUDICE**.

**SO ORDERED, ADJUDGED AND DECREED.**

Signed: January 5, 2009

*Carl Horn, III*

Carl Horn, III  
United States Magistrate Judge

